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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Christy Viola Beltran,  
10                                      Petitioner,  
11 v.  
12 USA,  
13                                      Respondent.  
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No. CV-15-08093-PCT-GMS  
No. CR-13-08067-PCT-GMS

**ORDER**

15        Pending before the Court are Petitioner's Motion to Vacate, Set Aside or Correct  
16 Sentence and United States Magistrate Judge John Z. Boyle's Report and  
17 Recommendation ("R&R"). Docs. 1, 10. The R&R recommends that the Court deny the  
18 Petition. Doc. 10 at 5. The Magistrate Judge advised the parties that they had fourteen  
19 days to file objections to the R&R and that failure to file timely objections could be  
20 considered a waiver of the right to obtain review of the R&R. *Id.* at 5 (citing Fed. R. Civ.  
21 P. 6, 72; *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)).

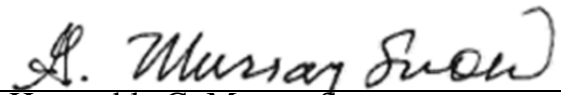
22        The parties did not file objections, which relieves the Court of its obligation to  
23 review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149  
24 (1985) ("[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is  
25 not the subject of an objection."); Fed. R. Civ. P. 72(b)(3) ("The district judge must  
26 determine de novo any part of the magistrate judge's disposition that has been properly  
27 objected to."). The Court has nonetheless reviewed the R&R and finds that it is well-  
28 taken. The Court will accept the R&R and deny the Petition. *See* 28 U.S.C. § 636(b)(1)

(stating that the district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge may accept, reject, or modify the recommended disposition; receive further evidence; or return the matter to the magistrate judge with instructions.”).

**IT IS ORDERED:**

1. Magistrate Judge Boyle’s R&R (Doc. 10) is **accepted**.
2. Petitioner’s Motion to Vacate, Set Aside or Correct Sentence (Doc. 1) is **denied**.
3. The Clerk of Court shall **terminate** this action and enter judgment accordingly.
4. Pursuant to Rule 11(a) of the Rules Governing Section 2255 Cases, in the event Movant files an appeal, the Court declines to issue a certificate of appealability because reasonable jurists would not find the Court’s procedural ruling debatable. *See Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

Dated this 26th day of February, 2016.

  
Honorable G. Murray Snow  
United States District Judge